



STATE OF MARYLAND

DHMH

Maryland Department of Health and Mental Hygiene
Board Of Physical Therapy Examiners

BOARD MEETING OPEN MINUTES

February 21, 2012

The meeting was called to order at 1:06 p.m. by the Chairperson,
Dr. John Baker.

Call to Order

Board members present:

Rhea Cohn, PT
Ved Gupta, Consumer Member
Krystal Lighty, PT
Lori Mizell, PT, Vice Chairperson
Lois Rosedom-Boyd, Consumer Member
Kimberly Rotondo, PTA
Donald Novak, PT

Also Present:

Carlton A. Curry, Executive Director
Joy E. Aaron, Deputy Director
Linda Bethman, AAG, Board Counsel
Brett Felter, Staff Attorney, Board Counsel
John Bull, Compliance Manager/Investigator
Eric Jordan, Investigator
Ann Tyminski, Consultant
Deborah Jackson, Licensing Coordinator
Nancy Stanciel, Board Secretary

Guests:

None

Open Session Meeting Minutes

February 21, 2012

The minutes of the meeting held on December 20, 2011 were approved with no modifications. The meeting scheduled for January 17, 2012 was cancelled due to a power outage in the building, therefore there were no minutes documented.

Minutes

Cypress Delgado, PT wrote the Board to inquire about the number of PTAs a PT can supervise. After discussion, the Board agreed that there was no limit and will refer Mr. Delgado to the Practice Act.

C. Delgado,
PT/Supervision of
PTAs

Justin Gilligan, wrote the Board requesting clarity concerning several issues. After discussion, the Board agreed that Mr. Gilligan must clearly represent to the public what services offered is physical therapy and what is not. The Board also agreed to advise Mr. Gilligan that the Board takes no position on billing issues, PT technician cannot be supervised by a PTA, and there must be ongoing supervision of PTAs.

J. Gilligan/Services
offered by a business

Brett Felter updated the Board on Dry Needling Regulations. The comment period has closed. Mr. Felter will make edits to the comments and circulate them to the Board. Carlton A. Curry advised the Board that minutes will be transcribed and distributed from a Dry Needling conference call held on February 16, 2012.

Dry Needling
Regulations Update

The Board agreed to review all the information and make recommendations at next month's board meeting. Ms. Bethman or Mr. Curry will contact a representative of Medicaid for clarification on these regulations.

A.
Tyminski/Proposed
Regulations/Medical
Care Programs

Carlton A. Curry summarized the president's perspective article in the FSBPT newsletter.

FSBPT Newsletter

Krystal Lighty, PT presented the finalized version of a continuing competence definition for Board review. Ms. Lighty will provide each board member with a copy of the proposed definition and PTs will be notified by newsletter to come to a meeting to discuss the proposed definition. The tentative date for the meeting is March 22, 2012 at 4:00 p.m.

Continuing
Competency
Committee

Deborah Jackson presented an update to the Board regarding the status of applicants and NPTE test results for both January 2012 and February 2012. Fail/pass rates were discussed and reasons for changes in the number of people passing the test.

Licensing Update

Martina Garcia, PT wrote the Board to inquire whether a supervising physical therapist needs to be physically present when supervising a PTA. The Board discussed and agreed that physical presence was not a requirement for the PT and will advise Ms. Garcia to check with her insurance provider for further clarification.

M. Garcia,
PT/Physical Presence
of Supervising PT

Alvenia C. Ropeta, PT wrote the Board to inquire whether selective sharp debridement is allowed to be performed by PTs. The Board will refer Ms. Ropeta to the Practice Act 10.38.03.02(f) for clarification.

A. Ropeta/Selective
Debridement

Tonia Johnson,PT wrote the Board to inquire whether checking blood sugars is within the scope of practice for a physical therapist. After discussion, the Board agreed that this procedure was not within a PT's scope of practice.

T.Johnson,PT/
Check Blood
Sugars

Dr. Alpin wrote the Board to inquire whether administering trigger point injections is within the scope of practice for a physical therapist. After discussion, the Board agreed to investigate further and defer answering Dr. Alpin's question until the investigation is completed.

Dr. Alpin /
Injections

Scott B. Wasserman wrote the Board to inquire if a PT, who is replacing the original PT, can do a final DC without doing a re-evaluation. The Board will provide Mr. Wasserman with the previous Board response to a similar inquiry written in January 2011.

S.Wasserman/
Homecare Scenario

Thomas Stief, PT wrote the Board to inquire if a PT or PTA must always know patient's data prior to providing treatment. The Board agreed that the PT or PTA must always know the patient's diagnosis, precautions, and results of latest treatment session prior to providing treatment.

T.Stief,PT/Patient's
Data and Treatment

Susan Davis, PT wrote the Board to inquire whether it is permissible for a PT to document a medication change, in a home care setting, for a patient's medical record and then have the documentation go to the physician for signature. The Board agreed that this was permissible.

S.Davis,PT/
Medication Orders

Carlton A. Curry issued netbooks to the Board and also gave the board members instructions as to how to use their netbooks before and during board meetings.

Technology Update

Lori Mercer , wrote the Board to inquire whether it is permissible for a PT to use the PT designation after their name if they are not treating patients. The Board agreed that this is permissible.

L. Mercer/PT
Designation

The Board discussed the approval criteria for the course "*Arthritis, Back Ache, and Bone Disease*".

Continuing
Education

The Board voted to deny the following continuing education course applications: "*Start Smart! Developing Your Business Plan for Success*", because the course is not relevant to the practice of physical therapy. Journal articles "*Increased Scrutiny of Medication Disposal – Time to focus on your Medication Waste Management Practices*" and "*Does Your Documentation Support Payment?*" because the articles were not relevant to the practice of physical therapy.

Carlton A. Curry presented the drafted position paper to the Board. Mr. Curry also advised the Board that he will be going to Annapolis to testify.

Position paper/Bill
#SB 870 (688)

Linda Bethman updated the Board regarding a bill that addresses those practitioners who want to address themselves as "doctor"

Update

There was a motion and a second to close the open session at 3:10 p.m. to engage in medical review committee deliberations regarding confidential information in applications for licensure, in accordance with State Government Article, Section 10-508 (a) (7) and (13). Unless recused, all Board members and staff who were present for the open session were also in attendance for both the closed and administrative sessions.

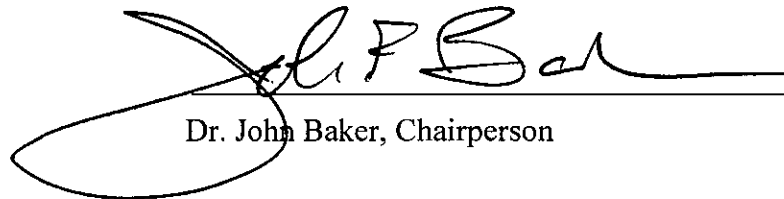
The board meeting was adjourned at 4:45 p.m.

Respectfully submitted,



Carlton A. Curry, Executive Director

March 20, 2012
Date approved



Dr. John Baker, Chairperson